

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

DOUGLASS ROBINSON, Board of Trustees)
Chairman, and DAVID THARP, Board of Trustees)
Secretary, respectively, on behalf of INDIANA)
REGIONAL COUNCIL OF CARPENTERS)
PENSION TRUST FUND and INDIANA)
REGIONAL COUNCIL OF CARPENTERS) No. 2:08 CV 109 PS
DEFINED CONTRIBUTION PLAN; DAVID)
THARP, Board of TrusteesChairman, on behalf of)
INDIANA CARPENTERS WELFARE FUND and)
INDIANA CARPENTERS APPRENTICESHIP)
FUND AND JOURNEYMAN UPGRADE)
PROGRAM; DOUGLAS J. McCARRON, Board of)
Trustees Chairman, on behalf of UNITED)
BROTHERHOOD OF CARPENTERS)
APPRENTICESHIP TRAINING FUND OF)
NORTH AMERICA; and INDIANA REGIONAL)
COUNCIL OF CARPENTERS APPRENTICESHIP)
TRAINING FUND OF NORTH AMERICA; and,)
INDIANA/KENTUCKY REGIONAL COUNCIL)
OF CARPENTERS,)
)
Plaintiffs,)
)
vs.)
)
GARZA MAINTENANCE AND)
CONSTRUCTION, LLC and RICHARD GARZA,)
)
Defendants.)

OPINION AND ORDER

Plaintiffs' have moved for an Order of Default Judgment against Defendants Garza Maintenance and Construction and Richard Garza. [DE 9]. In their application, Plaintiffs request an award including \$1,162.50 in attorneys' fees and \$359.80 in costs. Although attorney Paul Berkowitz states in his affidavit that he attached a summary sheet of fees and costs to Plaintiffs' application, the referenced documentation does not appear in the record. Attorneys' fees are

determined through the assignment of a “lodestar” amount, calculated by multiplying the number of hours the attorney reasonably expended on the litigation times a reasonable hourly rate. *Mathur v. Bd. of Trs. of S. Ill. Univ.*, 317 F.3d 738, 742 (7th Cir. 2003). An award may be reduced if the documentation provided by the attorney is inadequate. *Hensley v. Eckerhart*, 561 U.S. 424, 433 (1983).

Accordingly, Plaintiffs are **ORDERED** to produce documentation in support of its request for fees and costs by no later than **July 31, 2008**. Failure to do so may result in the reduction of awards given, if any.

SO ORDERED.

ENTERED: July 21, 2008

s/ Philip P. Simon
PHILIP P. SIMON, JUDGE
UNITED STATES DISTRICT COURT